

Date 12/14/2009

Asst. U.S. Attorney

\_\_\_\_\_present          \_\_\_\_\_apptd.          \_\_\_\_\_retained

SENTENCE IMPOSED

SS Initials of Deputy Clerk

(Begin 8:55)

In Chambers - USA renews motion to exclude prior declinations of prosecution in light of 2 FBI witnesses to be called. The defendant agrees to exclude as to FBI witnesses.

Defendant objection to 404B material that may be presented with redactions. Court will rule on this as the evidence develops.

USA motion to exclude evidence of Tasha Reddick's conviction for petit larceny. Defendant argues. Court denies motion.

(Recess 9:07 - Reconvene: 9:10)

In the Presence of the jury - Roll called.  
The USA continues with presentation of evidence.

(Recess 10:11 - Reconvene 10:25)

Continuation of the USA's evidence.  
Out of the presence of the jury: USA plays for defense audio clips they plan to move into evidence.  
In the presence of the jury: Continuation of USA's evidence presentation.

(Recess 12:39 - Reconvene 1:45)

Out of the presence of the jury: all the T-Mobile records admitted.  
In the presence of the jury: Continued presentation of USA's evidence.

(Recess 3:32 - Reconvene 4:12)

Jury excused until 9:00 tomorrow morning.

(Recess 4:15 - Reconvene 4:41)

Christopher Kowalczyk appearance on behalf of South Harrison Township, NJ. C. Kowalczyk makes oral motion to allow John Eastlack to appear PHV (via telephone) to argue motion to quash subpoenas. Court grants motion to appear pro hac vice. Parties argue motion to quash. The Court directs that the complete file on the KKK incident be delivered to counsel for the USA and defendant. The Court suppresses all other requested information.

(End 5:17)

Clerk: S. Sakalas

Total time in court: 5 hours, 53 minutes